



PATENT
Customer Number 22,852
Attorney Docket No. 06530.0276-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Marc O. SCHURR et al.

Application No.: 09/957,451

Filed: September 21, 2001

For: METHODS AND DEVICES FOR
FOLDING AND SECURING
TISSUE

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) Group Art Unit: 3731
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) Examiner: Unknown
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)
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Assistant Commissioner for Patents
Washington, DC 20231

Sir:

DECLARATION

I, Gerhard Buess, am not currently a named inventor in the above-referenced patent application. I understand that this Declaration is being submitted in support of a request to add me as an inventor in the above-referenced patent application. I hereby affirm that my omission as an inventor occurred without deceptive intent.

I am aware that willful false statements and the like are made punishable by fine or imprisonment or both under § 101 of Title 18 of the United States Code and that any willful false statements may jeopardize the validity of the above application or any patent resulting therefrom.

I hereby declare that the foregoing statements of fact set forth above are true.

Dated: 26. 3. 02

By: _____


Gerhard Buess

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Dated: 3/18/2002

By: *Daniel Kalanovic*
Daniel Kalanovic

298254_1

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DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **METHODS AND DEVICES FOR FOLDING AND SECURING TISSUE** the specification of which ☐ is attached and/or ☒ was filed on September 21, 2001 as United States Application Serial No. 09/957,451 or PCT International Application No. _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT international application(s) designating at least one country other than the United States, listed below and have also identified below, any foreign application(s) for patent or inventor's certificate, or any PCT International application(s) having a filing date before that of the application(s) of which priority is claimed:

| Country | Application Number | Date of Filing | Priority Claimed Under 35 U.S.C. 119 |
|---------|--------------------|----------------|--|
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

| Application Number | Date of Filing |
|--------------------|--------------------|
| 60/234,360 | September 22, 2000 |

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I hereby appoint the following attorney and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. **FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., CUSTOMER NUMBER 22,852**, Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewis, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; Roger D. Taylor, Reg. No. 28,992; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanho Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg. No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33,921; James B. Monroe, Reg. No. 33,971; Doris Johnson Hines, Reg. No. 34,629; Allen R. Jensen, Reg. No. 28,224; Lori Ann Johnson, Reg. No. 34,498; and David A. Manspeizer, Reg. No. 37,540; ; R. Bruce Bower, Reg. No. 37,099; John Rissman, Reg. No. 33,764; M. Lawrence Oliverio, Reg. No. 30,915; Therese Hendricks, Reg. No. 30,389; Leslie I. Bookoff, Reg. No. 38,084; Michele C. Bosch, Reg. No. 40,524; Michael J. Flibbert, Reg. No. 33,234; Scott A. Herbst, Reg. No. 35,189; Leslie A. McDonell, Reg. No. 34,872; Thalia V. Warnement, Reg. No. 39,064; and Roland G. McAndrews, Reg. No. 41,450. Please address all correspondence to **FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.**, 1300 I Street, N.W., Washington, D.C. 20005, Telephone No. (202) 408-4000.

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| | | |
|--|---|------------------------|
| Full Name of First Inventor Marc O. Schurr, M.D. | Inventor's Signature <i>Marc O. Schurr</i> | Date March 18, 2002 |
| Residence Schwabstr. 51, D-72074 Tuebingen, Germany | | Citizenship GERMAN |
| Post Office Address Schwabstr. 51, D-72074 Tuebingen, Germany | | |

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| Full Name of Second Inventor Robert Sakal | Inventor's Signature | Date |
| Residence 76 Bolton Woods Way, Bolton, MA 01740, USA | | Citizenship UNITED STATES |
| Post Office Address 76 Bolton Woods Way, Bolton, MA 01740, USA | | |

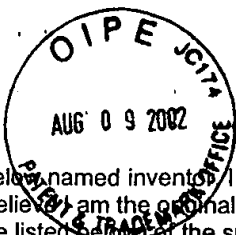
| | | |
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| Full Name of Third Inventor Kurt A.E. Geitz | Inventor's Signature <i>Kurt A.E. Geitz</i> | Date March 18, 2002 |
| Residence 143 Maynard Road, Sudbury, MA 01776, USA | | Citizenship UNITED STATES |
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| Full Name of Fourth Inventor Gerhard Buess | Inventor's Signature | Date |
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| Post Office Address Klostermuhle 7, 72074 Tubingen, Bebenhausen, Germany | | |

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| Full Name of Fifth Inventor Daniel Kalanovic | Inventor's Signature <i>Daniel Kalanovic</i> | Date March 18, 2002 |
| Residence Seybothstr. 64, 81545 Muenchen, Germany | | Citizenship GERMAN |
| Post Office Address Seybothstr. 64, 81545 Muenchen, Germany | | |

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DECLARATION AND POWER OF ATTORNEY

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| Post Office Address Schwabstr. 51, D-72074 Tuebingen, Germany | | |

| | | |
|---|--|------------------------------|
| Full Name of Second Inventor Robert Sakal | Inventor's Signature <i>Robert J. Sakal</i> | Date April 15, 2002 |
| Residence 76 Bolton Woods Way, Bolton, MA 01740, USA | | Citizenship UNITED STATES |
| Post Office Address 76 Bolton Woods Way, Bolton, MA 01740, USA | | |

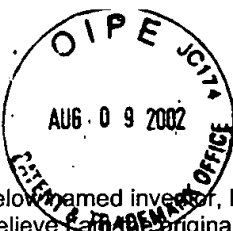
| | | |
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| Full Name of Third Inventor Kurt A.E. Geitz | Inventor's Signature <i>Kurt A.E. Geitz</i> | Date March 13, 2002 |
| Residence 143 Maynard Road, Sudbury, MA 01776, USA | | Citizenship UNITED STATES |
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| Full Name of Fourth Inventor Gerhard Buess | Inventor's Signature | Date |
| Residence Klostermuhle 7, 72074 Tubingen, Bebenhausen, Germany | | Citizenship GERMAN |
| Post Office Address Klostermuhle 7, 72074 Tubingen, Bebenhausen, Germany | | |

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| | | |

I hereby appoint the following attorney and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. **FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., CUSTOMER NUMBER 22,852**, Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewis, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; Roger D. Taylor, Reg. No. 28,992; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanho Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg. No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33,921; James B. Monroe, Reg. No. 33,971; Doris Johnson Hines, Reg. No. 34,629; Allen R. Jensen, Reg. No. 28,224; Lori Ann Johnson, Reg. No. 34,498; and David A. Manspeizer, Reg. No. 37,540; ; R. Bruce Bower, Reg. No. 37,099; John Rissman, Reg. No. 33,764; M. Lawrence Oliverio, Reg. No. 30,915; Therese Hendricks, Reg. No. 30,389; Leslie I. Bookoff, Reg. No. 38,084; Michele C. Bosch, Reg. No. 40,524; Michael J. Flibbert, Reg. No. 33,234; Scott A. Herbst, Reg. No. 35,189; Leslie A. McDonell, Reg. No. 34,872; Thalia V. Warnement, Reg. No. 39,064; and Roland G. McAndrews, Reg. No. 41,450. Please address all correspondence to **FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.**, 1300 I Street, N.W., Washington, D.C. 20005, Telephone No. (202) 408-4000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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PATENT
Customer Number 22,852
Attorney Docket No. 06530.0276-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Marc O. SCHURR et al.)
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Application No.: 09/957,451) Group Art Unit: 3731
)
Filed: September 21, 2001) Examiner: Unknown
)
For: METHODS AND DEVICES FOR)
FOLDING AND SECURING)
TISSUE)

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Assistant Commissioner for Patents
Washington, DC 20231

Sir:

**CONSENT OF ASSIGNEE TO CORRECTION OF
INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)**

The above-captioned application is assigned to Scimed Life Systems, Inc., whose post office address is One Scimed Place, Maple Grove, Minnesota, 55311-1566, as shown by the attached copy of a fully executed assignment of the above-referenced application. Pursuant to 37 C.F.R. § 1.48(a), the Assignee consents to the correction of the inventorship entity in this application from Marc O. Schurr, Robert Sakal, and Kurt A.E. Geitz to Marc O. Schurr, Robert Sakal, Kurt A.E. Geitz, Gerhard Buess, and Daniel Kalanovic.

I, Robert M. Rauker, have the authority to act on behalf of Scimed Life Systems, Inc.

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Respectfully submitted,

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